

**JUDGE SCHEINDLIN**

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

- - - - -X

UNITED STATES OF AMERICA

: WAIVER OF INDICTMENT

- v. -

: 08 Cr.

REINALDO MERCADO,  
a/k/a, "Neno,"

**08 CRIM 338**

Defendant.

:

- - - - -X

The above-named defendant, who is accused of violating Title 21, United States Code, Section 846, being advised of the nature of the charge and of his rights, hereby waives, in open Court, prosecution by indictment and consents that the proceeding may be by information instead of by indictment.

Reinaldo Mercado  
Defendant

Gene Gith  
Witness

[Signature]  
Counsel for Defendant

Date: New York, New York  
April 14, 2008

